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Attorneys for Plaintiff-Intervenor
CONTENTGUARD HOLDINGS, INC.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

IN RE: SUBPOENA TO PALO ALTO
RESEARCH CENTER INC.

In connection with:

CONTENTGUARD HOLDINGS, INC.,

Plaintiff,

vs.

GOOGLE INC.,

Defendant.

Case No. 2:14-cv-61
United States District Court for the
Eastern District of Texas

Case No. 5:15-mc-80101-NC

**CONTENTGUARD HOLDINGS,
INC.'S MOTION TO
INTERVENE**

Date: May 6, 2015

Time: 1 p.m.

Courtroom: A (15th Floor)

Judge: Hon. Nathanael M. Cousins

TO MOVANT GOOGLE INC., RESPONDENT PALO ALTO RESEARCH CENTER INC., AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that, on May 6, 2015, at 1 p.m. or as soon as it may be heard, ContentGuard Holdings, Inc. (“ContentGuard”), the Plaintiff in the litigation wherein the subpoena sought to be enforced before this Court was issued, will move, and hereby does move to intervene in this miscellaneous action. ContentGuard has standing to intervene and is a necessary party to these proceedings because it is the holder of a privilege that shields from disclosure the documents Google Inc. (“Google”) has moved to compel.

Google and Respondent Palo Alto Research Center Inc. (“PARC”) have indicated that they do not oppose ContentGuard’s Motion.

ContentGuard’s Motion is supported by the attached Memorandum of Points and Authorities.

ContentGuard submits that the issue to be decided is as follows: Whether the Court should allow ContentGuard, the party that has asserted privilege with respect to the documents whose production is sought in this miscellaneous action, to intervene to explain and defend its claim of privilege.

MEMORANDUM OF POINTS AND AUTHORITIES

ContentGuard respectfully requests leave to intervene in this miscellaneous action, which concerns the question of whether privilege exists and is properly asserted with respect to a number of documents whose production Google has moved to compel. As the party that has asserted the privilege, ContentGuard has standing to intervene and is a necessary party to these proceedings. *See Knoll, Inc. v. Moderno, Inc.*, 2012 U.S. Dist. LEXIS 138497, *4-5 (N.D. Cal. Sept. 26, 2012).

Dated: April 10, 2015

By: /s/ Jennifer P. Estremera
Jennifer P. Estremera (SBN 251076)

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*Attorneys for Plaintiff-Intervenor
ContentGuard Holdings, Inc.*

CERTIFICATE OF SERVICE

The undersigned certifies that counsel of record who are deemed to have consented to electronic service are being served on April 10, 2015, with a copy of this document via the Court's CM/ECF system per Local Rules. Any other counsel will be served by electronic mail, facsimile, overnight delivery and/or first class mail on this date.

/s/ Radu A. Lelutiu
Radu A. Lelutiu

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